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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

HERBERT

Serial No.: 10/089,398

Filed: July 15, 2002

Atty. File No.: 1037BAS-1

For: "SYRINGE DISPOSAL DEVICE"

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

) Group Art Unit: 3728

)

) Examiner: Shian Tinh Nhan Luong

)

) AMENDMENT AND RESPONSE

)

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) BOX 1450, ALEXANDRIA, VA 22313-1450

TYPED OR PRINTED NAME: Brenda Carpenter

SIGNATURE: Brenda Carpenter

Dear Sir:

Applicant submits this Amendment and Response to address the Office Action having a mailing date of September 2, 2004. Enclosed herewith is a petition for a two-month extension of time, thereby extending the time period for response from December 2, 2004 to February 2, 2005, as well as a check in the amount of \$450.00 as the fee for such extension. Please credit any overpayment or charge any underpayment to Deposit Account No. 19-1970.

Please amend the above-identified patent application as follows: